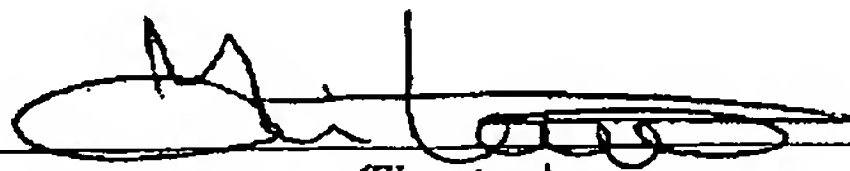


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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. 140525/GEM-0093
Applicant(s): Michael Ronald Miller et al.			
Application No. 10/707,775	Filing Date 1-12-2004	Examiner Ramirez, John Fernando	Group Art Unit 3737
Invention: RESPIRATORY MEASUREMENT SYSTEM AND METHOD RELATED THERETO			
<p>I hereby certify that this <u>Amendment Under 37 CFR 1.116 (7 pgs.)</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)</p> <p>on <u>January 30, 2009</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 100px;"> <u>Tammie Lanthier</u> <i>(Typed or Printed Name of Person Signing Certificate)</i> </div> <div style="text-align: right; margin-top: 20px;">  <i>(Signature)</i> </div>			
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Appln. No.: 10/707,775
Docket No.: 140525/GEM-0093

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Response Under 37 C.F.R. §1.116
Expedited Procedure
Examining Group 3737

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.:	10/707,775	:	Confirmation No.:	1774
Applicant:	Miller et al.	:	Group Art Unit:	3737
Filed:	January 12, 2004	:	Examiner:	Ramirez, John, F.
Docket No.:	140525/GEM-0093			

For: RESPIRATORY MEASUREMENT SYSTEM AND METHOD RELATED THERETO

January 29, 2009

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR 1.116

Sir:

This is an amendment under 37 CFR §1.116 to the Advisory Action dated December 31, 2008, and to the Final Office Action dated October 31, 2008, issued in the above-identified application, wherein Applicant respectfully requests that the following amendments, which present rejected claims in better form for consideration on appeal, be entered pursuant to the provisions of 37 CFR §1.116 and that the application be reconsidered in light of the accompanying remarks.

Amendments to the Claims begin on page 2.

Remarks/Arguments begin on page 5.

CERTIFICATE OF MAILING OR TRANSMISSION

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Tammie Lanthier
Name
SignatureJanuary 30, 2009
Date